

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

SUSANNA MIRKIN and BORIS MIRKIN,
Individually and on Behalf of All Others
Similarly Situated,

Plaintiffs,

v.

XOOM ENERGY, LLC and XOOM ENERGY
NEW YORK, LLC,

Defendants.

No. 18 Civ. 2949 (ARR) (RER)

CERTIFICATION

1. My name is Steven Scalesse. I am over the age of 21, of sound mind, and I am fully competent to certify the matters detailed herein.

2. I am currently employed as a Senior Production Support Analyst by XOOM Energy, LLC. I have been employed by XOOM since September 2014 and have held the following positions in that time: Operations Analyst II, Junior ETL Developer, ETL Developer, Production Support Analyst, and my current role as Senior Production Support Analyst. Based on my employment experience, I am familiar with and have knowledge about the computer records used by XOOM for storing information about customer accounts. I am thus qualified to make this certification on behalf of XOOM.

3. I hereby certify that I have pulled electronic files, specifically Excel files, that contain the following information for the Class Members: XOOM enrollment number, full name(s) associated with the account, email addresses, service address, mailing address, all phone numbers associated with the account, and language preference(s), if known. I understand that these Excel

files are being produced to Plaintiff's counsel as XOOM_Mirkin_ClassList_01 through XOOM_Mirkin_ClassList_10, and are marked Confidential pursuant to a Protective Order.

4. I certify that these files contain the most current and up-to-date information that XOOM has for the Class Members.

Executed on November 7, 2023.

/s/ Steven Scalesse

Steven Scalesse